

MINUTES

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY

AUGUST 6, 2008

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

REGULAR MEETING – 6:00 P.M.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:00 p.m.

ROLL CALL

Councilmembers present:	Winter, McLean, Bragg
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	McCoy

Staff present:	City Manager Brown; City Attorney Lough; City Clerk Hald
----------------	---

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

None.

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE & COMMUNITY ANNOUNCEMENTS

COUNCILMEMBER BRAGG reported attendance at the Heartland Communications Facility Authority meeting and announced Louie “Chip” Yarborough was hired as the new Director of Communications.

COUNCILMEMBER MCLEAN announced Gordy Shields, who is well known for his advocacy and efforts on the Bayshore Bikeway Committee, is ill; he announced the I.B. Chamber of Commerce’s Triathlon/Duathlon is scheduled for August 24; and he reported on the First Friday breakfast where Jill Kintner, an Olympic BMX athlete, and Tracy Lamb, Director of the Olympic Training Center, were speakers.

MAYOR PRO TEM MCCOY spoke about the upgrades that were made at Teeple Park.

COMMUNICATIONS FROM CITY STAFF

None.

PUBLIC COMMENT

MICHAEL BURGESS expressed concern about automobile traffic and high level of speed traveled on California Street; in order to help alleviate the problem, he requested the installation of a four-way stop sign at California Street and Fern Avenue.

MAYOR PRO TEM MCCOY suggested that he talk to Public Safety Director Sotelo and have the item presented to Traffic Safety Committee.

MAYOR JANNEY referred the matter to the City Manager and requested a report back to City Council.

JOHN WARNER expressed concern about the lack of recognition of Imperial Beach's surfing heritage in the proposed outdoor surfboard museum on Old Palm Ave. (additional speaking time donated by JEFF KNOX).

MAYOR JANNEY referred the matter to City Manager Brown.

PRESENTATIONS (1.1 - 1.2)

1.1 PRESENTATION OF PROCLAMATION – LITTLE LEAGUE VOLUNTEERS. (0410-30)

MAYOR JANNEY presented a proclamation to Little League President Juan Rodriguez, Incoming President James Johnson and Field Director Dave King.

1.2 SWEETWATER UNION HIGH SCHOOL DISTRICT UPDATE. (1010-20)

SUPERINTENDENT JESUS GANDARA gave a PowerPoint presentation on the scope of work to be performed at Mar Vista High School, the green building elements to make Mar Vista High School energy efficient, and the costs; he also reported on the low dropout rate at Mar Vista High school compared to the rates of the State and San Diego County; he responded to questions of Council regarding potential tennis courts for the community; limited funding for swimming pools; grant money would be sought for a synthetic field; with regard to technology in the classrooms, he stated that Cox Communications would install fiber optics and funds from Microsoft allowed for placement of computers in the classrooms; and infrastructure for future technology will be included in construction.

CONSENT CALENDAR (2.1 - 2.6)

MAYOR PRO TEM MCCOY noted a large payment was made to the County Sheriff for law enforcement services.

MOTION BY WINTER, SECOND BY BRAGG, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.6. MOTION CARRIED UNANIMOUSLY.

2.1 MINUTES.

Approved the minutes of the Regular City Council Meeting of July 16, 2008.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 66713 through 66849 with the subtotal amount of \$2,769,153.52; and Payroll Checks 39856 through 39920 for the pay period ending 07/03/08 with the subtotal amount of \$182,664.09 and Payroll Checks 39921 through 39987 for the pay period ending 07/17/08 with the subtotal amount of \$194,311.90; for a total amount of \$3,146,129.51.

2.3 RESOLUTION NO. 2008-6663 – SALE OF SURPLUS PROPERTY. (0380-45)

Adopted resolution.

2.4 RESOLUTION NO. 2008-6664 – AUTHORIZING STAFF TO RECEIVE SUMMARY BACKGROUND REPORTS. (0390-40)

Adopted resolution.

2.5 RATIFICATION OF LETTER – PROTECT PROPOSITION 42 FUNDING IN THE FY 2008-09 STATE BUDGET. (0460-20)

Ratified July 14, 2008 letter to Governor Arnold Schwarzenegger and the Members of the California State Senate and Assembly.

2.6 RESOLUTION NO. 2008-6662 – APPROVING THE JOB DESCRIPTION AND SALARY RANGE FOR BUILDING/CODE COMPLIANCE SPECIALIST AND AMENDING THE SALARY AND COMPENSATION PLAN ACCORDINGLY. (0510-20 & 0520-75)

Adopted resolution.

ITEMS PULLED FROM THE CONSENT CALENDAR

None.

ORDINANCES – INTRODUCTION/FIRST READING (3)

None.

ORDINANCES – SECOND READING & ADOPTION (4.1)

4.1 ORDINANCE NO. 2008-1073 – AMENDING CHAPTER 2.12 (CITY COUNCIL PROCEDURES). (0410-95)

CITY MANAGER BROWN introduced the item.

MAYOR PRO TEM MCCOY raised concern about time limits and whether time could be extended or decreased; she expressed concern about impeding free speech.

CITY ATTORNEY LOUGH responded by saying the time limit presented would be the default time; time could be extended either at the discretion of the Mayor or by majority vote; he stated that he would review decreasing time by a majority vote of the Council and that opponents/proponents would be treated equally.

MAYOR JANNEY called for the reading of the title of Ordinance No. 2008-1073.

CITY CLERK HALD read the title of Ordinance No. 2008-1073, an Ordinance of the City Council of the City of Imperial Beach, California, amending Chapter 2.12 of the Imperial Beach Municipal Code (City Council Procedures) to make technical and clarifying changes;

MOTION BY WINTER, SECOND BY MCCOY, TO DISPENSE THE SECOND READING AND ADOPT ORDINANCE NO. 2008-1073 BY TITLE ONLY WITH THE CONDITION THAT SECTION 2.12.150 #10 BE BROUGHT BACK FOR REVISION AND DISCUSSION. MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARINGS (5)

None.

REPORTS (6.1 - 6.4)

MAYOR JANNEY called for a recess at 7:21 p.m. and reconvened the meeting to Open Session at 7:26 p.m.

6.1 RESOLUTION NO. R-08-157 – AUTHORIZING LOAN AGREEMENT WITH BEACHWIND COURT, L.P. FOR THE ACQUISITION AND REHABILITATION OF 624 12TH STREET. (0640-20)

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a PowerPoint presentation on the item and responded to concerns of Council regarding energy conservation, standards for which are contained under Title 24 of the California Building Standards Code.

ERIN AUTRY, of Chelsea Investment Corp., stated the application for tax exempt bond financing included water conserving features such as dual flush toilets, low and no VOC paints, cabinetry, carpets and adhesives.

MOTION BY MCLEAN, SECOND BY WINTER, TO ADOPT RESOLUTION NO. R-08-157 – APPROVING AN LOAN AGREEMENT WITH CHELSEA INVESTMENT CORPORATION FOR THE ACQUISITION AND REHABILITATION OF 624 12TH STREET. MOTION CARRIED UNANIMOUSLY.

COMMUNITY DEVELOPMENT DIRECTOR WADE stated that staff would return with code modifications regarding energy efficiency/conservation by the end of the year.

6.2 RESOLUTION NO. 2008-6661 – APPROVING THE FINAL MITIGATED NEGATIVE DECLARATION (MND) FOR AND ADOPTION OF THE SAND COMPATIBILITY AND OPPORTUNISTIC USE PROGRAM (“SCOUP”). (0220-70)

COUNCILMEMBER WINTER announced she had a potential conflict of interest on the item due to her employment and left Council Chambers at 7:43 p.m.

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a Power Point presentation on the item; in response to Council’s concerns, he state that trained consultants would monitor for grunion and Pismo clams; sand would be from natural sources and not manufactured; and noted that placement of Pressure Equalization Modules (PEMs) are best employed with an ongoing program of beach renourishment.

MOTION BY BRAGG, SECOND BY MCLEAN, TO ADOPT RESOLUTION NO. 2008-6661 – APPROVING THE FINAL MITIGATED NEGATIVE DECLARATION (MND) FOR AND ADOPTING THE SAND COMPATIBILITY AND OPPORTUNISTIC USE PROGRAM (“SCOUP”). MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	MCLEAN, BRAGG, MCCOY, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	NONE
DISQUALIFIED:	COUNCILMEMBERS:	WINTER (DUE TO A POTENTIAL CONFLICT OF INTEREST)

COUNCILMEMBER WINTER returned to Council Chambers at 8:05 p.m.

6.3 RESOLUTION NO. 2008-6660 – AWARDDING A CONTRACT FOR CERTAIN PUBLIC WORKS PROJECT – ANNUAL SLURRY SEAL PROJECT (CIP #S07-102). (0720-25)

CITY MANAGER BROWN introduced the item.

CITY ATTORNEY LOUGH noted that due to the size of the project, the “public generally” rule applies and therefore there are no conflicts on the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a PowerPoint presentation on the item.

MOTION BY MCCOY, SECOND BY MCLEAN, TO ADOPT RESOLUTION NO. 2008-6660 – AWARDDING A CONTRACT FOR CERTAIN PUBLIC WORKS PROJECT – ANNUAL SLURRY SEAL PROJECT (CIP# S07-102). MOTION CARRIED UNANIMOUSLY.

6.4 RESOLUTION NO. 2008-6659 – APPROVING THE AMENDMENT OF COUNCIL POLICY 801: POLICIES AND REGULATIONS GOVERNING USE PERMITS FOR FACILITIES AND ADOPTING AMENDED APPLICATION, PROCEDURES, FEES AND GUIDELINES. (0910-95 & 0930-95)

CITY MANAGER BROWN introduced the item.

MANAGEMENT ANALYST HERNANDEZ gave a report on the item.

PUBLIC SAFETY DIRECTOR SOTELO responded to concerns regarding individuals cordoning off public park areas for personal use; staff will look into the matter.

MOTION BY MCCOY, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. 2008-6659 – APPROVING THE AMENDMENT OF COUNCIL POLICY 801: POLICIES AND REGULATIONS GOVERNING USE PERMITS FOR FACILITIES AND ADOPTING THE AMENDED APPLICATION PROCEDURES, FEES AND GUIDELINES. MOTION CARRIED UNANIMOUSLY.

MAYOR/COUNCIL REPORTS ON ASSIGNMENTS AND COMMITTEES

COUNCILMEMBER MCLEAN spoke about Ron Simms, County Leader of the Year, on the cover of American City & County magazine.

MAYOR PRO TEM MCCOY reported on the Borders Committee meeting at SANDAG where they received information on the remaking of the San Ysidro point of entry; she expressed concern about it not being people friendly, especially to pedestrians.

CITY MANAGER BROWN announced pile driving would begin soon.

COMMUNITY DEVELOPMENT DIRECTOR WADE responded to concerns regarding notices sent to residents regarding pile driving.

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 8:19 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk